

House Amendment 8454

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1 1 Amend the amendment, H=8435, to Senate File 2346,
1 2 as amended, passed, and reprinted by the Senate, as
1 3 follows:
1 4 #1. Page 1, by inserting after line 3 the
1 5 following:
1 6 <#____. Page 3, by inserting before line 34 the
1 7 following:
1 8 <Sec. _____. NEW SECTION. 321.178A DRIVER
1 9 EDUCATION == TEACHING PARENT.
1 10 1. TEACHING PARENT. As an alternative to the
1 11 driver education requirements under section 321.178, a
1 12 teaching parent may instruct a student in a driver
1 13 education course that meets the requirements of this
1 14 section and provide evidence that the requirements
1 15 under this section have been met.
1 16 2. DEFINITIONS. For purposes of this section:
1 17 a. "Approved course" means driver education
1 18 curriculum approved by the department pursuant to
1 19 rules adopted under chapter 17A. An approved course
1 20 shall, at a minimum, meet the requirements of
1 21 subsection 3 and be appropriate for teaching=parent=
1 22 directed driver education and related street or
1 23 highway instruction. Driver education materials that
1 24 meet or exceed standards established by the department
1 25 for an approved course in driver education for a
1 26 public or private school shall be approved unless
1 27 otherwise determined by the department. The list of
1 28 approved courses shall be posted on the department's
1 29 website.
1 30 b. "Student" means a person who is at least
1 31 fourteen but not yet eighteen years of age who is
1 32 within the custody and control of the teaching parent
1 33 and who satisfies preliminary licensing requirements
1 34 of the department.
1 35 c. "Teaching parent" means a parent, guardian, or
1 36 legal custodian of a student who is currently
1 37 providing competent private instruction to the student
1 38 pursuant to section 299A.2 or 299A.3 and who provided
1 39 such instruction to the student during the previous
1 40 year; who has a valid driver's license, other than a
1 41 motorized bicycle license or a temporary restricted
1 42 license, that permits unaccompanied driving; and who
1 43 has maintained a clear driving record for the previous
1 44 two years. For purposes of this paragraph, "clear
1 45 driving record" means the individual has not been
1 46 identified as a candidate for suspension of a driver's
1 47 license under the habitual offender provisions of this
1 48 chapter; is not subject to a driver's license
1 49 suspension, revocation, denial, cancellation,
1 50 disqualification, or bar; and has no record of a
2 1 conviction for a moving traffic violation determined
2 2 to be the cause of a motor vehicle accident.
2 3 3. COURSE OF INSTRUCTION. An approved course
2 4 administered by a teaching parent shall consist of but
2 5 not be limited to the following:
2 6 a. Thirty clock hours of classroom instruction.
2 7 b. Fifty hours of street or highway driving while
2 8 accompanied by the teaching parent, including six
2 9 hours of driving after sunset and before sunrise.
2 10 c. Four hours of classroom instruction concerning
2 11 substance abuse, including the effects of alcohol
2 12 consumption on a person's driving skills.
2 13 d. A minimum of twenty minutes of instruction
2 14 concerning railroad crossing safety.
2 15 e. Instruction relating to becoming an organ donor
2 16 under the uniform anatomical gift Act.
2 17 The content of the course of instruction required
2 18 under this subsection shall be equivalent to that
2 19 required under section 321.178. However, reference
2 20 and study materials, physical classroom requirements,
2 21 and extra vehicle safety equipment required for
2 22 instruction under section 321.178 shall not be
2 23 required for the course of instruction provided under
2 24 this section.

2 25 4. COURSE COMPLETION AND CERTIFICATION. Upon
2 26 application by a student for an intermediate license,
2 27 the teaching parent shall provide evidence showing the
2 28 student's completion of an approved course and
2 29 substantial compliance with the requirements of
2 30 subsection 3 by affidavit signed by the teaching
2 31 parent on a form to be provided by the department.
2 32 The evidence shall include all of the following:
2 33 a. Documentation that the instructor is a teaching
2 34 parent as defined in subsection 2.
2 35 b. Documentation that the student is receiving
2 36 competent private instruction under section 299A.2 or
2 37 the name of the school district within which the
2 38 student is receiving instruction under section 299A.3.
2 39 c. The name of the approved course completed by
2 40 the student.
2 41 d. An affidavit attesting to satisfactory
2 42 completion of course work and street or highway
2 43 driving instruction.
2 44 e. Copies of written tests completed by the
2 45 student.
2 46 f. A statement of the number of classroom hours of
2 47 instruction.
2 48 g. A log of completed street or highway driving
2 49 instruction including the dates when the lessons were
2 50 conducted, the student's and the teaching parent's
3 1 name and initials noted next to each entry, notes on
3 2 driving activities including a list of driving
3 3 deficiencies and improvements, and the duration of the
3 4 driving time for each session.

3 5 5. INTERMEDIATE LICENSE. Any student who
3 6 successfully completes an approved course as provided
3 7 in this section, passes a driving test to be
3 8 administered by the department, and is otherwise
3 9 qualified under section 321.180B, subsection 2, shall
3 10 be eligible for an intermediate license pursuant to
3 11 section 321.180B. Thirty of the fifty hours of street
3 12 or highway driving instruction required under
3 13 subsection 3, paragraph "b", may be utilized to
3 14 satisfy the requirement of section 321.180B,
3 15 subsection 2, paragraph "a".

3 16 6. FULL LICENSE. A student must comply with
3 17 section 321.180B, subsection 4, to be eligible for a
3 18 full driver's license pursuant to section 321.180B.>>

3 19 #2. Page 1, by inserting after line 10 the
3 20 following:

3 21 <#____. Page 5, line 3, by inserting after the
3 22 figure <321.178> the following: <or 321.178A>.

3 23 #3. Page 1, by inserting before line 16 the
3 24 following:

3 25 <<Sec. ____ Section 321.194, subsection 1,
3 26 unnumbered paragraph 1, Code Supplement 2005, is
3 27 amended to read as follows:

3 28 Upon certification of a special need by the school
3 29 board, superintendent of the applicant's school, or
3 30 principal, if authorized by the superintendent, the
3 31 department may issue a class C or M driver's license
3 32 to a person between the ages of fourteen and eighteen
3 33 years whose driving privileges have not been
3 34 suspended, revoked, or barred under this chapter or
3 35 chapter 321J during, and who has not been convicted of
3 36 a moving traffic violation or involved in a motor
3 37 vehicle accident for, the six-month period immediately
3 38 preceding the application for the special minor's
3 39 license and who has successfully completed an approved
3 40 driver education course other than a course taught
3 41 pursuant to section 321.178A. However, the completion

3 42 of a course is not required if the applicant
3 43 demonstrates to the satisfaction of the department
3 44 that completion of the course would impose a hardship
3 45 upon the applicant. The department shall adopt rules
3 46 defining the term "hardship" and establish procedures
3 47 for the demonstration and determination of when
3 48 completion of the course would impose a hardship upon
3 49 an applicant.>

3 50 #4. By renumbering as necessary.

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4 9 SF 2346.305 81
4 10 dea/cf/3253
